

United States District Court - Eastern District of New York

GARY LA BARBERA, ET AL.

) Index No.: CV-03-1508  
)  
)  
)

Plaintiff

) **AFFIDAVIT OF SERVICE**  
)  
)  
)  
)

v.

R. RIO TRUCKING, ET AL.

Defendant

STATE OF New York: COUNTY OF New York ss:

I, NELSON ACEVEDO, being duly sworn, depose and say deponent is not a party to this action and is over the age of eighteen years and resides in the state of New York. That on FEBRUARY 19, 2011 at 4:35 PM at 455 HELENE AVENUE, SHIRLEY, NY 11967, deponent served the within SUBPOENA AD TESTIFICANDUM(RTN DATE: MAY 16, 11) AND WITNESS FEE OF \$1100/C on PATRICK MCGROARY, WITNESS, therein named.

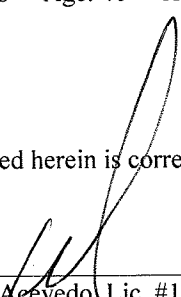
INDIVIDUAL: By delivering a true copy of each to said individual personally, deponent knew the person so served to be the person described as said person therein.

DESCRIPTION: Deponent further states that the description of the person actually served is as follows:

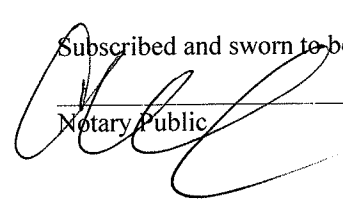
Gender: Male Race/Skin: White Hair: Black Glasses: No Age: 40 Height: 5'8" Weight: 200

COMMENTS:

I declare under penalties of perjury that the information contained herein is correct to the best of my knowledge.

  
\_\_\_\_\_  
Nelson Acevedo, Lic. #1007586  
Target Research & Investigation Corporation  
20 Vesey Street, PH  
New York, NY 10007  
(212) 227-9600

Subscribed and sworn to before me, a notary public, on this 1 day of March, 2011.

  
\_\_\_\_\_  
Notary Public

My Commission Expires:

**CHRISTINA O'SULLIVAN**  
**NOTARY PUBLIC-STATE OF NEW YORK**  
**No. 010S6124768**  
**Qualified in Queens County**  
**Commission Expires March 28, 2013**



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GARY LA BARBERA, ET AL.

) Index No.: CV-03-1508

Plaintiff

) AFFIDAVIT OF SERVICE

v.

R. RIO TRUCKING, ET AL.

Defendant

STATE OF New York: COUNTY OF New York ss:

I, NELSON ACEVEDO, being duly sworn, depose and say deponent is not a party to this action and is over the age of eighteen years and resides in the state of New York. That on APRIL 30, 2011 at 2:10 PM at 1519 NORTH THOMPSON DRIVE, BAY SHORE, NY, deponent served the within SUBPOENA AD TESTIFICANDUM (RTN DATE: MAY 16, 11) on DENNIS CROWLEY, therein named.

SUITABLE AGE PERSON: By delivering a true copy of each to TILLIE "DOE".

DESCRIPTION: Deponent further states that the description of the person actually served is as follows:

Gender: Female Race/Skin: White Hair: Brown Glasses: No Age: 42 Height: 5'2" Weight: 135

COMMENTS: Recipient refused to provide me with her last name.

I declare under penalties of perjury that the information contained herein is correct to the best of my knowledge.

Nelson Acevedo, Lic. #1007586  
Target Research & Investigation Corporation  
20 Vesey Street, PH  
New York, NY 10007  
(212) 227-9600

Subscribed and sworn to before me, a notary public, on this 10 day of May, 2011.

My Commission Expires:

Notary Public

**CHRISTINA O'SULLIVAN**  
**NOTARY PUBLIC-STATE OF NEW YORK**  
**No. 01056124768**  
**Qualified in Queens County**  
**Commission Expires March 28, 2013**

US DISTRICT COURT OF THE EASTERN DISTRICT OF NEW YORK  
COUNTY OF

GARY LA BARBERA, ET AL.,

Plaintiff(s)/Petitioners(s)

- AGAINST -

R. RIO TRUCKING A/K/A R. RIO TRUCKING, INC., MMK TRUCKING, INC., RIO  
PAVING, AND ROAD SAVERS,

Defendant(s) / Respondent(s)

# AFFIDAVIT OF SERVICE

ATTORNEY: TARGET

FF/INDEX #:

DATE FILED:

DOCKET #:

CV-03-1508(SLT)(JO)

CV-06-1329(SLT)(JO)

PRESIDING:

COURT D/T: 5/16/11 @ 9:30 A.M.

AMOUNT:

STATE OF NEW YORK, COUNTY OF ORANGE ss:

THE UNDERSIGNED DEPONENT BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND IS OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on 2/24/11 at 9:00 PM at 11 ELM ROAD  
MONROE, NY 10950

deponent served the within SUBPOENA AD TESTIFICANDUM

on RICHARD BRANIGAN

therein named

**INDIVIDUAL** ☒ By Personally delivering to and leaving with said individual, and that he knew the person so served to be the person mentioned and described in said writ.

☒ AND AT THE SAME TIME PAYING IN ADVANCE \$100.00 THE AUTHORIZED FEE

**DESCRIPTION** Deponent describes the individual served as follows:

**MALE, WHITE SKIN, BROWN HAIR, 35-40 YRS, 5'7"-5'8", 150-160 LBS**

Other identifying features:

**BALDING, BEARD, MUSTACHE**

**MILITARY  
SERVICE** ☒

I asked the person spoken to whether defendant was in active military service of the United States or of the State of New York in any capacity whatever and received a negative reply. Defendant wore ordinary civilian clothes and no military uniform. The source of my information and the grounds of my belief are the conversations and observations above narrated.

Upon information and belief I aver that the defendant is not in the military service of New York State or of the United States as that term is defined in either the State or in the Federal statutes.

Sworn to before me on: 2/28/2011

PAUL COLALUCA

LINDA ROSSI  
NOTARY PUBLIC, STATE OF NEW YORK  
QUALIFIED IN ORANGE COUNTY  
COMMISSION EXPIRES JANUARY 7, 20\_\_  
01RO6180139

JOHN GOULD  
NOTARY PUBLIC, STATE OF NEW YORK  
QUALIFIED IN ORANGE COUNTY  
COMMISSION EXPIRES JULY 15, 20\_\_  
01GO5013764

JO-ANN JOHNSON  
NOTARY PUBLIC, STATE OF NEW YORK  
QUALIFIED IN ORANGE COUNTY  
COMMISSION EXPIRES AUGUST 15, 20\_\_14  
01JO5031856

KATHLEEN GOULD  
NOTARY PUBLIC, STATE OF NEW YORK  
QUALIFIED IN ORANGE COUNTY  
COMMISSION EXPIRES NOVEMBER 15, 20\_\_  
01GO4632958

